

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

MONTELL FISHER,	)	
	)	
Petitioner,	)	
	)	
v.	)	Case No. CIV-09-558-D
	)	
EMMA WATTS, Warden, <sup>1</sup>	)	
	)	
Respondent.	)	

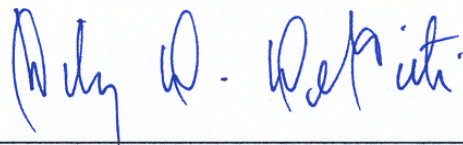
**ORDER**

This matter is before the Court for review of the Report and Recommendation issued by United States Magistrate Judge Gary M. Purcell pursuant to 28 U.S.C. § 636(b)(1)(B) on June 8, 2009. Judge Purcell recommends that the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241 be transferred to a proper venue pursuant to 28 U.S.C. § 1631.

The record reflects Petitioner has neither filed a timely objection to the Report nor requested additional time to object. The Court finds Petitioner has waived further review of the transfer issue and, therefore, adopts the Report and Recommendation [Doc. No. 5] in its entirety.

This action is transferred to the United States District Court for the Eastern District of Oklahoma.

IT IS SO ORDERED this 30<sup>th</sup> day of June, 2009.



---

TIMOTHY D. DEGIUSTI  
UNITED STATES DISTRICT JUDGE

---

<sup>1</sup> The Court adopts the magistrate judge's determination of the proper respondent.